

**PUBLIC SESSION MINUTES**  
**North Carolina State Board of CPA Examiners**  
**August 21, 2006**  
**1101 Oberlin Road**  
**Raleigh, NC 27605**

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**MEMBERS ATTENDING:** Leonard W. Jones, CPA, President; Arthur M. Winstead, Jr., CPA, Vice President; Jordan C. Harris, Jr., Secretary-Treasurer; Norwood G. Clark, Jr., CPA; Tyrone Y. Cox, CPA; Thurman L. Gause; and Michael C. Jordan, CPA.

**STAFF ATTENDING:** Robert N. Brooks, Executive Director; J. Michael Barham, CPA, Deputy Director; Lisa R. Hearne, Manager-Communications; Ann J. Hinkle, Manager-Professional Standards; Buck Winslow, Manager-Licensing; and Noel L. Allen, Legal Counsel.

**GUESTS:** James T. Ahler, CEO, NCACPA; Sharon Bryson, COO, NCACPA; Tom Chenoweth, CPA, Highland Publishing Company; David Hooker, Past President, NCSA; and Steven G. Pace, Past President, NCSA.

**CALL TO ORDER:** President Jones called the meeting to order at 10:02 a.m.

**MINUTES:** The minutes of the July 13, 2006, meeting were approved as submitted.

**FINANCIAL AND BUDGETARY ITEMS:** The financial statements for July 2006 were accepted as submitted.

The Board asked the Executive Staff to determine if certain terminology was appropriate in the Board audit for the year ending March 31, 2006, and to report back on this issue at the September 18, 2006, meeting.

**NATIONAL ORGANIZATION ITEMS:** Messrs. Clark and Gause moved to approve the response to the AICPA Exposure Draft on Proposed Statement on Standards for Tax Services. Motion passed.

Messrs. Clark and Harris moved to approve the response to the AICPA Exposure Draft on Proposed Statements on Auditing Standards. Motion passed.

Messrs. Winstead and Harris moved to approve the response to the AICPA Exposure Draft on Proposed Statement on Standards for Attestation Engagements. Motion passed.

The Executive Staff provided information on the AICPA Uniform CPA Examination practice analysis and diagnostic report announcements.

**STATE AND LOCAL ORGANIZATION ITEMS:** Messrs. Winstead and Gause moved to approve a letter to the Office of the State Auditor on reporting substandard audit work to the Board. Motion passed.

**REPORT OF THE PROFESSIONAL STANDARDS COMMITTEE:** Mr. Winstead moved and the Board approved the following recommendations of the Committee:

200506-038– Approve a Notice of Hearing for November 20, 2006, at 10:00 a.m.

200509-053– Approve a Notice of Hearing for December 18, 2006, at 10:00 a.m.

200511-062– Approve a Notice of Hearing for November 20, 2006, at 10:00 a.m.

200601-035 – Paul F. Callaway, Jr. – Messrs. Winstead and Jordan moved to approve the signed Consent Order for permanent revocation. Motion passed with seven (7) affirmative and zero (0) negative votes (Appendix I).

Conditional Status and Civil Penalty – Pursuant to 21 NCAC 08J .0111(2), by Board Order the following licensees' certificates were placed on conditional status for one year and each individual has been assessed a \$100.00 civil penalty:

Martha H. Newson, #20261  
Appendix II

Daniel Ray Fowler, #28105

**REPORT OF THE PROFESSIONAL EDUCATION AND APPLICATIONS COMMITTEE:**  
Mr. Cox moved and the Board approved the following recommendations of the Committee:

**Transfer of Grades Applications** - The following were approved:

Tamara Jean Alexander  
Hope Dare Colón

Keith Francis Hansen

**Original Certificate Applications** - The following were approved:

Tamara Jean Alexander  
Kimberly Renee Carland  
Amy Marie Cline  
Hope Dare Colón  
Julie L. Duriga  
Jennifer Young Eckard  
Jamie L. Engel  
David T. Enick  
Shelton Martin Ennis  
Michael Scott Fedyshyn  
Frank Edward Fee III  
Keith Francis Hansen

Christine Elizabeth Harris  
Susan K. Harris  
Brandon Shiro Higashi  
Tina Renee Honeycutt  
Matthew Clark Huneycutt  
Bernarda Jackson  
Justin Warren Jones  
April Nicole Keller  
Margaret Joann Kreisman  
Michael Scott McCrary  
Michael Thomas McIntyre  
Annalee Marin Moore

Todd E. Rankin  
Robynn Renee Rutledge  
Vanashree Rajesh Selukar  
Charles John Skender  
Todd M. Slaby  
Amy Kane Slusher

Logan Taylor Slusher  
Erica Little Smith  
Leigh Batten Spencer  
Kara Summers Steele  
Todd English Wade  
Li Xu

**Reciprocal Certificate Applications** - The following were approved:

Swati C. Amin  
Darlena J. Armpriester  
Wendy Musick Brewer  
Robert Joseph Dermody Jr.  
Lisa Thompson Dickinson  
Benjamin James Dilks  
Robert Frederick Enticott  
Mark Lawrence Foster  
Celeste R. Garcia  
Petrina J. Johnson  
Sherry Pesta Kelley  
David William Lucus II  
Jerold Joseph Mammano

Kristy M. Moore  
Nancy Kesmodel O'Neill  
Michelle L. Pierce  
Levonina Boone Reese  
Jonathan L. Schwartz  
Terri Ann Simmons  
Kellie Michelle Smith  
Kristin E. Spiess  
William Gregory Stiehl  
Jeffery Doran Stover  
William Lawton Wells  
Delano McGlenn White Jr.  
Beth R. Worrell

**Temporary Permits** - The following temporary permits were approved by the Executive Director and ratified by the Board:

David Benjamin Therit T3702  
Carla Lash Woolbright T3703  
Nikki Elaine Larrowe T3704  
Ronald Miller Cofield T3705  
Prabhavathi Vijayaraghavan T3706  
Denise McKnight Patten T3707  
Peter Gimbal T3708  
Joseph David Fleming T3709  
Glen B. Hubbard T3710  
Michael Patrick Gerard T3711  
Kellie A. Elwell T3712  
Jamie Lynn Lewis T3715  
Kristen Carol Kalinowski T3716  
Craig Steven Thomas Eastwood T3717  
Lauren D. Weekes T3718  
Brian P. Tanzman T3719  
Susan K. Lightweis T3720

Robert Harald Arzonetti T3722  
Elke Sperling T3723  
Karissa Jo Cost T3724  
Sara Johnston Halperin T3725  
John H. Black T3726  
James S. Madson T3727  
Lisanne Mariel Palacios T3728  
Mary M. Speth T3729  
Mark David Breakfield T3730  
Cheryl S. White T3731  
Robert Mark Bullen T3732  
Roger Robert Clermont T3733  
Edwin David Lawton T3734  
Cheryl L. Hennen T3735  
Joseph Patrick Hanlon T3736  
Jong Gu Choi T3737  
Nathan R. Iles T3738

Bryan Douglas Yokley T3739  
Michelle L. Haines T3740

Shawna Lynette Blomkvist T3741

**Reinstatements** - The following were approved:

Peter William Burroughs #22939  
Michelle Lynn Eckmann #27338  
Cynthia Ann Frey #24151  
Michael Wayne Hillard #10834  
Dena Roberts Jordan #14608  
Olivia Jahnsen Jones #19240  
Roger Michael Jones #20480

Arica NaJean Twiddy McCord #30390  
Jill Grosso Miles #29162  
Kimberly Jo Miles #21736  
Headen B. Thomas #13616  
Robin Lynne Wells #25017  
Danny Bruce West #12287

**Reissuance of New Certificate** - An application for reissuance of new certificate submitted by Elsa Teotia (#28688) was approved.

**Firm Registrations** - The following professional corporations and professional limited liability companies were approved by the Executive Director and ratified by the Board:

BATTS, MORRISON, WALES & LEE, P.A.  
F. Mac Bond CPA, Inc.  
Keith Buchanan, CPA, P.C.  
CLARK, BRADY AND ASSOCIATES, CPA,  
P.A.  
Nancy A. Hill, CPA, Inc.  
CANDACE P. INGLE, CPA, PLLC  
LAWING, MATTHEWS & COMPANY, PA  
Ashley C. Morris, Jr., PLLC

Thomas J. Phelan, CPA, PC  
Tony Pruna, CPA, P.C.  
SMITH SAPP BOOKHOUT CRUMPLER &  
CALLIHAM Professional Association  
Mark L. Schmitt, CPA, P.C.  
Carl E. Shaw, CPA, PLLC  
NATHANIEL L. TUBOKU-METZGER,  
CPA, P.C.

**Reclassifications** - The Committee approved the following requests for retired status because the individuals are completely retired and do not receive any earned compensation for current personal services in any job whatsoever:

Betty Turner Hunter #8153  
Robert S. Melton Jr. #9883

Burton Kellock Myers Jr. #17603  
John Joseph Smith Jr. #12688

**CPE Matters** - Staff reviewed and recommended the approval of the ethics courses from the organizations listed below. The Committee approved staff recommendation and Messrs. Cox and Winstead moved to approve the courses listed below:

"Professional Ethics and Conduct 2006" by Scharf Pera & Co. PLLC

"N. C. Accountancy Law Course: Ethics Principles and Professional Responsibilities" by NCACPA

Motion passed.

Staff reviewed and recommended disapproval of the ethics courses from the organization listed below. The committee approved staff recommendation. Messrs. Cox and Clark moved to disapprove the course listed below:

"Ethics 101" by Martin Starnes & Associates

Motion passed.

Staff reviewed and recommended disapproval of the ethics courses from the organization listed below. The committee approved staff recommendation. Messrs. Cox and Clark moved to disapprove the course listed below:

"Circular 230: Standards for Written Tax Advice: A Lawyer's Perspective" by Southern Federal Tax Institute

Motion passed.

Staff reviewed and recommended disapproval of the ethics courses from the organization listed below. The committee approved staff recommendation. Messrs. Cox and Clark moved to disapprove the course listed below:

"Providing Tax Advice: The Ultimate Track Meet" by Southern Federal Tax Institute

Motion passed.

Staff reviewed and recommended disapproval of the ethics courses from the organization listed below. The committee approved staff recommendation. Messrs. Cox and Clark moved to disapprove the courses listed below:

"IRS Circular 230 and AICPA Statements on Standards for Tax Services," "Tax Shelters, Preparer Penalties and AICPA Ethics Interpretations and Rulings," and "Special Ethical Issues" by Edward Jones

Motion passed.

Staff reviewed and recommended disapproval of a request submitted by Thomas Patrick Dunleavy (#26697). Mr. Dunleavy wanted credit for an ethics course offered by a NASBA-approved, but not Board-approved, sponsor. The Committee disapproved his request.

The Committee reviewed results from the 2005 CPE Audit.

Termination of CPE Sponsor agreement with Highland Publishing Company - Highland Publishing Company was registered as a CPE Sponsor and its "2006 North Carolina CPA Rules Update" course was approved at the Board's February 20, 2006, meeting subject to recommended changes by staff. Highland Publishing Company failed to provide a revised course to the Board. Staff recommended that Highland's Sponsor agreement be terminated and that no Highland Publishing Company course sold after August 31, 2006, be eligible for licensure purposes. The Committee approved staff recommendation.

**Extension Requests** - The Committee approved Ann W. Bemis (#11983) for extension for completion of CPE until June 28, 2006.

**Examinations** - The Committee reviewed and approved the following staff-approved applicants to sit for the Uniform CPA Examination:

Adkins, Ryan	Burke, Cynthia
Ahuga, Shilpa	Burke, Melanie
Aldrich, Robert	Bush, Roy
Anderson, Alex	Butler, Crystal
Atkinson, Kathryn	Byrd, Karen
Baker, Jamie	Cannefax, Kelly
Baker, Jeffery	Caprara, Melanie
Balafas, Evan	Carter, Jeffrey
Barbour, Sarah	Case, Billie
Barriteau, Kia	Centeno, Natalie
Bastedo, Jessica	Chang, Vivien
Beglin, Brian	Chirokas, John
Belcher, William	Ciszek, Aimee
Bock, Daniel	Cobb, Cheney
Bode, Gary	Cole, Corinne
Bogen, Caroline	Comer, Wendy
Bolick, Elizabeth	Cook, Amy
Boyce, Cortney	Cook, Starcha
Bradford, Robert	Cornell, Shawn
Bradner, Candice	Craig, Taunya
Branch, Nadine	Crawford, Jesse
Bray, Richard	Crawford, Julie
Brewer, Tara	Crawley, Susan
Bridges, Christopher	Cunn, Jessica
Brotherton, Adam	Dail, Charlie
Brown, Melvin	Davies, Ian
Bryant, James	Davis, Ava

Davis, Jonathan  
Davis, Meredith  
Dell'Aquila, Sherry  
Dermott, Brian  
Dilley, Mary  
Dinh, Huy  
Dixon, Todd  
Donaldson, John  
Donohue, Megan  
Dunn, Taranda  
Durham, Julie  
Eckard, Beverly  
Edge, Christopher  
Edwards, Amanda  
Elam, Linda  
Ensley, Ashley  
Epps, Ashley  
Esses, Andrew  
Fairweather, Jennifer  
Farland, Laronda  
Farrell, Heather  
Felts, Lauren  
Finsel, Kristopher  
Fisher, Lawrence  
Flora, Timothy  
Floyd, Glenn  
Foster, Kimber  
Fritts, Stephanie  
Galbraith, Darren  
Gardner, Michael  
Garg, Parul  
Garner, Erin  
Garofolo, Philip  
Gilbert, Matthew  
Glasgow, Troy  
Good, Thomas  
Graf, Lauren  
Greer, Sumiko  
Griffin, Susan  
Griffith, Caleb  
Hall, Jennifer  
Hardin, Lisa  
Hardy, Andrew

Hargadon, Michael  
Harold, Jennifer  
Harris, Melissa  
Hart, Melissa  
Hawley, Talena  
Hemphill, Elizabeth  
Hillison, Jeffrey  
Hinesley, Marissa  
Holcomb, Aaron  
Holland, Joseph  
Hughes, Laura  
Hughes, Michael  
Hwang, Kate  
Ipock, John  
Isam, Tifini  
Israel, Kevin  
Jackson, Yates, Artanzia  
Johnson, Cynthia  
Johnson, George  
Jones, Amanda  
Jones, Arnold  
Jones, Brett  
Josey, Vance  
Jourdan, Elizabeth  
Karamchandani, Girish  
Keene, Christopher  
Kovalik, Isabel  
Kuhn, Rahila  
Landel, Allen  
Lane, George  
LaVoie, Erin  
Leary, Jennifer  
LeBlanc, Michael  
Leon, Michael  
Leonard, Matthew  
Lockett, Antonette  
Love, John  
Lucas, Howard  
Lukens, Kathleen  
Martin, Renee  
Martin, Teish  
Massengill, Jennifer  
Matthis, Lea

May, Brian  
McClure, ShaRhonda  
Medlin, Benjamin  
Mehdi, Fareena  
Metha, Binita  
Michelle, Courtney  
Mills, Rachel  
Mobley, Jeffrey  
Monza, Jesse  
Moses, Stephanie  
Mower, Elizabeth  
Mullaney, Melissa  
Murphy, Amanda  
Murphy, David  
Myasnikova, Olga  
Nelson, Lisa  
Notaro, Tara  
O'Quinn, Lori  
Ogden, Harvey  
Omiridis, Anastasios  
Omoruyi, Odaro  
Onafowora, Miles  
Osborne, Lenora  
Paice, Timothy  
Parker, Krystal  
Patrick, Amy  
Peters, Amy  
Peters, Penny  
Phillips, Jennifer  
Pittman, Jennifer  
Prange, Rhea  
Prassas, Jimmy  
Prince, Gerald  
Quillen, Thomas  
Ralls, Jason  
Reel, Paul  
Reilly, Gwendolyn  
Resch, Jason  
Rhodes, Wendelynn  
Rogers, Lois  
Rose, Brian  
Schachle, Jacob  
Scheibla, Louis

Schmid, Elizabeth  
Schronce, Tonya  
Sherman, April  
Sigmon, Christy  
Siler, Harriett  
Sipe, Kristin  
Smith, Kristen  
Smith, Patricia  
Soberano, Rodrigo  
Spain, Leslie  
Spivey, Gregory  
Springs, William  
Spruill, Matthew  
Steele, Adam  
Stevens, Jennifer  
Stevison, Natalie  
Straman, Charles  
Stultz, Catherine  
Suggs, Lauren  
Sutton, Ashley  
Swanepoel, Pieter  
Swicegood, Jeffrey  
Talmage, Bridget  
Tarlton, Jason  
Thomas, Jenny  
Thompson, Nashica  
Townsend, David  
Tyndall, Hope  
Voreh, Samantha  
Vuljanic, Michael  
Wallin, Michael  
Ward, Jonathan  
Ward, Sunny  
Waters, Kristi  
Watkins, Allison  
Watson, Amber  
Wehrly, Carrie  
Wellborn, Joseph  
Wellemeyer, Allison  
Wesson, Dorothy  
White, Edward  
White, Roger  
White, Sonya



White, Sonya  
Willert, Shannon  
Williams, Annie  
Williams, Linda  
Williams, Bright, Elizabeth  
Williamson, William  
Willoughby, Jennifer  
Wilson, Sarah  
Wilson, Pesta, Carole  
Wolff, Robert

Worth, David  
Wright, Megan  
Wyatt, Michelle  
Xu, Jiejing  
Yarborough, Daniel  
Yarbrough, Laura  
Yates, Dana  
Young, Karlotta  
Yurturan, Teresa  
Zhuang, Zi

The Committee determined and accepted the grades received for the April - June 2006 exams.

Staff reviewed and recommended disapproval of a request submitted by re-exam candidate Joseph A. Norman, Jr. Mr. Norman requested an extension of conditional credit to complete the exam. The Committee disapproved his request.

Staff received an application for examination with special accommodations under ADA from Peter Oliver Evenson, Jr. Mr. Evenson requested a separate room and additional time to complete the examination. Staff recommended double time only for this applicant. The Committee approved staff recommendation.

**Request for Course Approval** - Staff reviewed and recommended disapproval regarding a hypothetical situation. An applicant requested course approval to use "Oral and Advanced Performance of Literature" towards the Communications concentration as part of the 150-semester hour requirement for certification. The Committee disapproved the request.

**Rescind Form of Practice Statements** - George L. Austin (#31550) signed a Form of Practice Statement due to his employment. However, due to a change in his employment, staff recommended that the statement be rescinded. The Committee approved staff recommendation:

**PUBLIC HEARING:** President Jones moved to convene the Public Hearing scheduled to hear Case No. 200411-047, Todd Ellis Swanson. Mr. Swanson was not present for the Hearing. Robert N. Brooks was sworn in and presented testimony. Messrs. Jordan and Cox moved to approve a Board Order permanently revoking Mr. Swanson's North Carolina CPA certificate. The motion passed with seven (7) affirmative and zero (0) negative votes. The entire Public Hearing in a matte of public record (Appendix III).

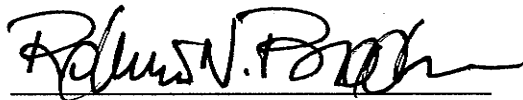
**CLOSED SESSION:** Messrs. Jordan and Cox moved to enter Closed Session with Executive Staff and Legal Counsel to discuss a legal matter. Motion passed.

**PUBLIC SESSION:** Messrs. Harris and Gause moved to re-enter Public Session to continue with the Agenda. Motion passed.

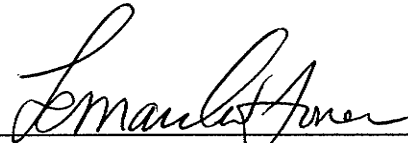
**ADJOURNMENT:** Messrs. Jordan and Clark moved to adjourn the meeting at 12: 15 p.m. Motion passed.

Respectfully submitted:

Attested to by:



Robert N. Brooks  
Executive Director



Leonard W. Jones, CPA  
President

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #: 200604-035

IN THE MATTER OF:  
Paul Frederick Callaway, Jr., #16433  
Respondent

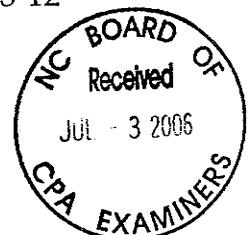
CONSENT ORDER

THIS CAUSE, coming before the Board at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present. Pursuant to NCGS 150B-41, the Board and Respondent stipulate the following Findings:

1. Respondent is the holder of North Carolina certificate number 16433 as a Certified Public Accountant.
2. Respondent was engaged by a charter school to provide accounting services.
3. In a letter dated February 28, 2006, Respondent informed the charter school's Board of Directors that he had misappropriated funds belonging to the charter school which were intended solely for Federal payroll tax liabilities for the periods from 1999 through April of 2003. Respondent also acknowledged that there continued to be unpaid Federal payroll tax liabilities after April 2003 for the reason that there were insufficient funds in the checking account to clear them and that those checks are still being carried as outstanding.
4. Respondent wishes to resolve this matter by consent and agrees that the Board staff and counsel may discuss this Order with the Board *ex parte*, whether or not the Board accepts this Order as written.

BASED upon the foregoing, the Board makes the following Conclusions of Law:

1. Respondent is subject to the provisions of Chapter 93 of the North Carolina General Statutes (NCGS) and Title 21, Chapter 8 of the North Carolina Administrative Code (NCAC), including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
2. Respondent's actions as set out above constitute violations of NCGS 93-12 (9)(d) and (e) and 21 NCAC 8N .0201, 8N .0203, and 8N .0207.

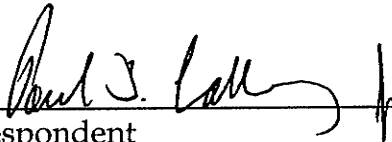


Consent Order - 2  
Paul Frederick Callaway, Jr.

BASED on the foregoing and in lieu of further proceedings under 21 NCAC Chapter 8C, the Board and Respondent agree to the following Order:

1. The Certified Public Accountant certificate issued to Respondent, Paul Frederick Callaway, Jr., is hereby permanently revoked.

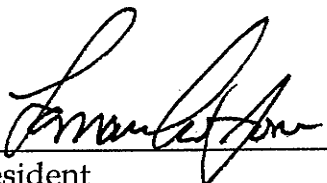
CONSENTED TO THIS THE 29<sup>th</sup> DAY OF June, 2006.

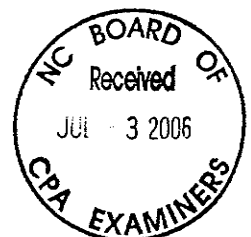
  
Respondent

APPROVED BY THE BOARD THIS THE 21 DAY OF AUGUST, 2006.

NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS



BY:   
President



NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #200607-059

IN THE MATTER OF:  
Martha H. Newsom, #20621

ORDER

THIS CAUSE coming before the Board on August 21, 2006, at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present, the Board finds, based on the clear and convincing evidence presented, that:

FINDINGS OF FACT

1. Martha H. Newsom (hereinafter "Ms. Newsom") is the holder of a certificate as a Certified Public Accountant in North Carolina and is therefore subject to the provisions of Chapter 93 of the North Carolina General Statutes (NCGS) and Title 21, Chapter 8 of the North Carolina Administrative Code (NCAC), including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
2. Ms. Newsom failed to timely file the annual firm registration in accordance with provisions as required by NCGS 93-12 (7b) and 21 NCAC 8J .0108(b).
3. Ms. Newsom subsequently filed her annual firm registration with the Board on May 12, 2006, in excess of 60 days but not more than 120 days from the annual firm registration.

CONCLUSIONS OF LAW

1. Ms. Newsom's failure to timely file the annual firm registration prior to the prescribed filing date is a violation of NCGS 93-12 (7b) and 21 NCAC 8J .0108(b).

BASED ON THE FOREGOING, the Board orders that:

1. Ms. Newsom shall pay a one hundred dollar (\$100.00) civil penalty.

Board Order - 2  
Martha H. Newsom

2. Ms. Newsom's certificate shall be placed on conditional status for one year from the date this Order is approved.

This the 21 day of August 2006



NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS

BY: \_\_\_\_\_  
President

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE NORTH CAROLINA STATE BOARD OF  
CERTIFIED PUBLIC ACCOUNTANT EXAMINERS  
CASE #200607-060

IN THE MATTER OF:  
Daniel Ray Fowler, #28105

ORDER

THIS CAUSE coming before the Board on August 21, 2006, at its offices at 1101 Oberlin Road, Raleigh, Wake County, North Carolina, with a quorum present, the Board finds, based on the clear and convincing evidence presented, that:

FINDINGS OF FACT

1. Daniel Ray Fowler (hereinafter "Mr. Fowler") is the holder of a certificate as a Certified Public Accountant in North Carolina and is therefore subject to the provisions of Chapter 93 of the North Carolina General Statutes (NCGS) and Title 21, Chapter 8 of the North Carolina Administrative Code (NCAC), including the Rules of Professional Ethics and Conduct promulgated and adopted therein by the Board.
2. Mr. Fowler failed to timely file the annual firm registration in accordance with provisions as required by NCGS 93-12 (7b) and 21 NCAC 8J .0108(b).
3. Mr. Fowler subsequently filed his annual firm registration with the Board on May 10, 2006, in excess of 60 days but not more than 120 days from the annual firm registration.

CONCLUSIONS OF LAW

1. Mr. Fowler's failure to timely file the annual firm registration prior to the prescribed filing date is a violation of NCGS 93-12 (7b) and 21 NCAC 8J .0108(b).

BASED ON THE FOREGOING, the Board orders that:

1. Mr. Fowler shall pay a one hundred dollar (\$100.00) civil penalty.

Board Order - 2  
Daniel Ray Fowler

2. Mr. Fowler's certificate shall be placed on conditional status for one year from the date this Order is approved.

This the 21 day of August 2006



NORTH CAROLINA STATE BOARD OF CERTIFIED  
PUBLIC ACCOUNTANT EXAMINERS

BY: \_\_\_\_\_  
President